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## LANDIORIO TESKA & COLEMAN

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November 25, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBJECT: Applicants: Farrell et al.  
Serial No: 10/804,730  
Filed: March 19, 2004  
For: ELECTRICALLY ACTIVE TEXTILE ARTICLE  
Examiner: Worrell, Jr., Larry D.  
Group No: 3765  
Docket No: FM-269J

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Dear Sir:

Enclosed is a NOTICE OF APPEAL (Form PTO/SB/31) in reply to the Office Action mailed September 21, 2009 in the subject application. Also enclosed is a check in the amount of \$540.00 for the Notice of Appeal filing fee.

Further enclosed is a PRE-APPEAL BRIEF REQUEST FOR REVIEW (Form PTO/SB/33), as well as REASONS IN SUPPORT OF THE PRE-APPEAL REQUEST FOR REVIEW (five (5) pages), for a panel of Examiners to formally review the legal and factual basis of the rejections in the subject patent application.

If for any reason this NOTICE OF APPEAL, PRE-APPEAL REQUEST FOR REVIEW, or REASONS IN SUPPORT OF THE PRE-APPEAL REQUEST FOR REVIEW are found to be INCOMPLETE, or if at any time it appears that a TELEPHONE CONFERENCE with counsel would help advance prosecution, please telephone the undersigned or his associates, collect in Waltham, Massachusetts at (781) 890-5678.

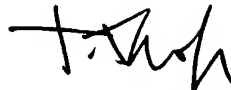
If any payment during prosecution is found to be incorrect, please charge any deficiency or credit any overpayment to my Deposit Account No. 09-0002. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

In addition, pursuant to Rule 1.136(a)(3), the Office is hereby authorized to treat any reply requiring an extension of time as incorporating a request therefor. Also, any request or Petition for an Extension of Time notwithstanding an inadvertent reference in the Petition to a shorter period of time is to be treated as requesting the appropriate length of time.

Commissioner for Patents  
November 25, 2009  
Page 2

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Sincerely,

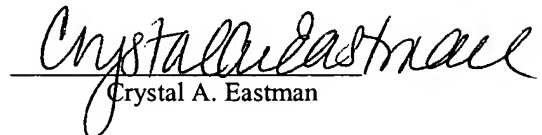


Thomas E. Thompkins, Jr.  
Reg. No. 47,136

TET/cae  
Enclosures

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service, Express Mail Certificate No. EM 425946422 US in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 25, 2009.

  
Crystal A. Eastman



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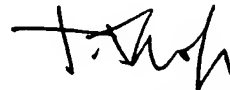
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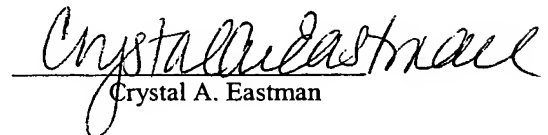


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